

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 464 be amended to read as follows:

- 1 Page 6, between lines 11 and 12, begin a new paragraph and insert:
- 2 "SECTION 5. IC 6-1.1-21.2-12, AS ADDED BY P.L.192-2002(ss),
- 3 SECTION 44, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 UPON PASSAGE]: Sec. 12. (a) **Except as provided in subsections**
- 5 **(c)(2) and (e)**, a tax is imposed each year on all taxable property in the
- 6 district in which the governing body exercises jurisdiction.
- 7 (b) Except as provided in subsections (c) and (d), ~~the a~~ tax imposed
- 8 under ~~this section~~ **subsection (a)** shall be automatically imposed at a
- 9 rate sufficient to generate the tax increment replacement amount
- 10 determined under section 11(b) of this chapter for that year.
- 11 (c) The legislative body of the unit that established the district may:
- 12 (1) reduce the amount of ~~the a~~ tax to be levied under ~~this section~~;
- 13 **or subsection (a) or (e);**
- 14 (2) determine that no tax should be levied under this section; **or**
- 15 **(3) determine that a tax should be levied under subsection (e)**
- 16 **instead of a tax imposed under subsection (a).**
- 17 (d) This subsection applies to a district in which the total assessed
- 18 value of all allocation areas in the district is greater than ten percent
- 19 (10%) of the total assessed value of the district. Except as provided in
- 20 section 14(d) of this chapter, a tax levy imposed under ~~this section~~
- 21 **subsection (a)** may not exceed the lesser of:
- 22 (1) the tax increment replacement amount; or
- 23 (2) the amount that will result from the imposition of a rate for the
- 24 tax levy that the department of local government finance

1 estimates will cause the total tax rate in the district to be one
2 hundred ten percent (110%) of the rate that would apply if the tax
3 levy authorized by ~~this chapter~~ **subsection (a)** were not imposed
4 for the year.

5 **(e) If the legislative body of the unit that established the district**
6 **determines that a tax should be levied under this subsection instead**
7 **of a tax imposed under subsection (a), the legislative body may**
8 **impose a tax each year on all taxable property in each allocation**
9 **area located in the district. Unless the amount of a tax to be levied**
10 **under this subsection is reduced under subsection (c), a tax**
11 **imposed under this subsection shall be imposed at a rate sufficient**
12 **to generate the tax increment replacement amount determined**
13 **under section 11(b) of this chapter for that year."**

14 Renumber all SECTIONS consecutively.

(Reference is to ESB 464 as printed March 21, 2003.)

Representative Thompson